



PATENT  
Serial No. 10/032,606 (89190.072901/DP-304631)  
Response to Final Office Action dated April 13, 2004

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant(s): Kevin R. Keegan	)	Examiner: R. Alejandro
	)	
Serial No.: 10/032,606	)	Art Unit: 1745
	)	
Filed: October 19, 2001	)	
	)	
For: FUEL CELL HAVING	)	
OPTIMIZED PATTERN OF	)	
ELECTRICAL RESISTANCE	)	
	)	

**NOTICE OF APPEAL**

**Mail Stop AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Final Office Action dated April 13, 2004 where the Primary Examiner placed claim 2 under a final rejection.

The present submission is being filed concurrently with a two-month extension of time, which extends the date for responding to the Final Office Action to September 13, 2004. Please note that the Applicants already submitted a one-month extension of time on July 19, 2004 to extend the time for replying to the Final Office Action to August 13, 2004.

The Commissioner is hereby authorized to charge the \$330.00 fee for the Notice of Appeal pursuant to 37 C.F.R. § 1.17(b), the \$420.00 fee for the two-month extension of time pursuant to 37 C.F.R. § 1.17(a)(2), and any additional

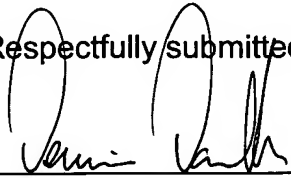
08/31/2004 CNGUYEN 00000028 100223 10032606  
01 FC:1401 330.00 DA

fees which may have been overlooked, to Deposit Account No. 10-0223.

Please credit any overpayment due to the previously submitted one-month extension of time, or for any other reason, to the Deposit Account set forth above.

Dated: 8/27/04

Respectfully submitted,



Dennis B. Danella  
Reg. No. 46,653

**JAECKLE FLEISCHMANN & MUGEL, L.L.P.**

190 Linden Oaks  
Rochester, New York 14625-2812  
Tel: (585) 899-2930  
Fax: (585) 899-2931

**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)**Applicant(s): **Kevin R. Keegan**

Docket No.

**89190.072901/DP-304631**

Application No.

**10/032,606**

Filing Date

**10/19/2001**

Examiner

**R. Alejandro**

Customer No.

**23469**

Group Art Unit

**1745**Invention: **FUEL CELL HAVING OPTIMIZED PATTERN OF ELECTRICAL RESISTANCE**I hereby certify that this **Notice of Appeal (2 pages + 1 duplicate page)***(Identify type of correspondence)*

is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on **August 27, 2004***(Date)***Margaret I. Hults***(Typed or Printed Name of Person Mailing Correspondence)*

A handwritten signature in cursive script that reads "Margaret I. Hults".

*(Signature of Person Mailing Correspondence)***Note: Each paper must have its own certificate of mailing.**